

**KENTUCKY BOARD OF CHIROPRACTIC EXAMINERS**  
**REGULAR MEETING MINUTES**  
**January 8, 2021**

A regular meeting of the Kentucky Board Chiropractic Examiners was held at the Department of Public Licensing located at 500 Mero Street, Frankfort, KY 40601 and via Zoom on January 8, 2021.

**MEMBERS PRESENT**

Dr. Jeffery Smith  
Dr. Eric Davis  
Dr. James England  
Dr. Chad Henderson  
Dr. Shannon Johnson

**DEPARTMENT OF PROFESSIONAL LICENSING**

Dr. Michael Newman, Commissioner  
Robin Vick, Operation Section Supervisor  
Tasha Stewart, Board Administrator

**GUESTS**

Dr. Nick Payne, KAC

**OTHERS**

David Trimble, Legal Counsel

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**CALL TO ORDER**

Dr. Smith called the meeting to order at 12:02 p.m.

**MINUTES**

A motion was made by Dr. Davis to approve the minutes from the November 13, 2020 board meeting. Motion seconded by Dr. Johnson, carried.

**FINANCIAL STATEMENT**

The Board reviewed the November and December 2020 financial statements. No action taken.

**DPL UPDATE**

Dr. Newman stated the Kentucky Legislative Session has begun and DPL will monitor any items taken up regarding emergency powers and the state of emergency. The board will be notified immediately if an emergency meeting needs to be called.

**LEGAL COUNSEL**

Mr. Trimble stated the remaining regulation amendments have made it through committee meetings with no issues so far and expects them to take effect soon.

**OLD BUSINESS**

Dr. Johnson made a motion to form a standing statutes and regulations committee. Motion seconded by Dr. Smith, carried.

Dr. Johnson made a motion to appoint Drs. Davis and England to the statutes and regulations committee to work on animal chiropractic research. Motion seconded by Dr. Henderson, carried.

Dr. England made a motion to send a letter to the 39 licensees who have not submitted their 2020 SOS business filings to the board. The letter will give licensees until March 1, 2021 to submit the information and will state they risk suspension until the information is received. Motion seconded by Dr. Johnson, carried.

The board reviewed two licensees who have failed to update their contact information. No additional action taken.

Dr. England made a motion to approve the investigator contract as presented with the stipulation that he meets the sexual misconduct training outlined in KRS 312.019. Motion seconded by Dr. Johnson, carried.

Mr. Trimble provided the board with an update on the online jurisprudence class. Currently, he is waiting for more information from the IT team to complete the audio recordings.

Dr. Johnson made a motion to approve the amended paper renewal form as submitted. Motion seconded by Dr. Henderson, approved.

### **NEW BUSINESS**

The board nominated Dr. Johnson to serve as the primary NBCE testing delegate. Dr. Smith will serve as the alternate delegate.

The board nominated Dr. Johnson to serve as the primary NBCE voting delegate. Dr. Henderson will serve as the alternate delegate.

The board reviewed the peer review committee's 2020 annual report. No action taken.

The board reviewed a regulation update letter to send to all licensees and CE providers once the state of emergency is lifted. Dr. England made a motion to approve the letter with amendments. Motion seconded by Dr. Henderson, carried.

The board reviewed information concerning its annual FCLB membership renewal and Medicaid reporting. No action taken.

### **APPLICATIONS COMMITTEE**

Dr. Henderson reported the continuing education applications increased significantly in December 2020 but everything is running smoothly.

Ms. Stewart reported 1,104 inactive and active licensees. As of the report run time, 34 chiropractic and 13 peer review licensees have not completed their 2020 renewal.

### **COMPLAINTS COMMITTEE**

19-003 - ongoing

2019KBCE00005 – ongoing, send to investigator

2019KBCE00012 – ongoing

2020KBCE00001 – ongoing, send to investigator

2020KBCE00002 – ongoing

2020KBCE00003 – ongoing

2020KBCE00005 – ongoing

2020KBCE00007 – ongoing, send to investigator

2020KBCE00008 – ongoing

2020KBCE00009 – dismissed

2020KBCE00010 – ongoing, agreed order proposed

2020KBCE00011 – ongoing

2020KBCE00012 – dismissed  
2020KBCE00013 – ongoing  
2020KBCE00014 - ongoing  
Ownership Practice Inquiry – ongoing  
NBCE Reports – no further action taken  
FB Ads – send warning letters, no further action taken  
ABC Complaint – issue cease and desist  
Crude Email - ongoing

A motion and second was made by the complaints committee to accept the complaint recommendations as presented. Motion carried.

### **TRAVEL AND PER DIEM**

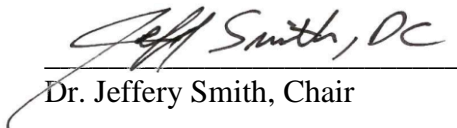
A motion was made by Dr. England to approve the following per diem:

- Drs. Johnson, Davis, England, Henderson, and Smith – January 8, 2021 meeting
- Dr. Davis – January 6, 2021 (3 hours – complaints review) and January 7, 2021 (3 hours – complaints review, complaints committee meeting, and board meeting preparation).
- Dr. England – January 4, 2021 (3 hours – complaints review and meeting preparation) and January 7, 2021 (3 hours – complaints review, complaints committee meeting, and board meeting preparation).
- Dr. Johnson – December 4, 2020 (3 hours – applications review), December 11, 2020 (3 hours – applications review), and December 18, 2020 (3 hours – applications review).

Motion seconded by Dr. Johnson, carried.

### **ADJOURN**

A motion was made by Dr. England to adjourn the meeting at 1:39 p.m. Motion seconded by Dr. Davis, carried.

  
Dr. Jeffery Smith, Chair